

9-2-05

Vol. 70 No. 170

Friday

Sept. 2, 2005

Pages 52283-52892

i



The **FEDERAL REGISTER** (ISSN 0097–6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.archives.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily Federal Register, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 70 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202–512–1800 Assistance with public subscriptions 202–512–1806

General online information 202–512–1530; 1–888–293–6498

Single copies/back copies:

Paper or fiche
Assistance with public single copies
202–512–1800
1–866–512–1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202–741–6005
Assistance with Federal agency subscriptions 202–741–6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- 1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents.
- $4.\ \mbox{An introduction to the finding aids of the FR/CFR system.}$

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Thursday, September 22, 2005

9:00 a.m.-Noon

WHERE: Office of the Federal Register

Conference Room, Suite 700 800 North Capitol Street, NW.

Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 70, No. 170

Friday, September 2, 2005

Agriculture Department

See Commodity Credit Corporation

See Forest Service

See National Agricultural Statistics Service

Army Department

See Engineers Corps

Blind or Severely Disabled, Committee for Purchase From People Who Are

See Committee for Purchase From People Who Are Blind or Severely Disabled

Centers for Disease Control and Prevention NOTICES

Grant and cooperative agreement awards:

Beth Israel Deaconess Medical Center, Mind/Body Medical Institute, 52395-52396

Tanzania and Zanzibar AIDS Commissions, 52396 Meetings:

Disease, Disability, and Injury Prevention and Control Special Emphasis Panel; correction, 52397

Centers for Medicare & Medicaid Services NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52397

Children and Families Administration

See Refugee Resettlement Office

Coast Guard

RULES

Drawbridge operations:

New York, 52307-52308

Ports and waterways safety; regulated navigation areas, safety zones, security zones, etc.:

Portland Captain of the Port Zone, OR, 52308-52310 Regattas and marine parades:

Elizabeth City Jaycee Offshore Grand Prix, 52305-52307 South Lake Tahoe, CA; Labor Day fireworks display, 52303-52305

PROPOSED RULES

Drawbridge operations:

Louisiana, 52340-52345

Regattas and marine parades:

Hampton Roads Sailboat Classic, 52338-52340 NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52421-52422

Deepwater ports; license applications:

Northeast Gateway Energy Bridge, L.L.C., 52422-52423

Towing Safety Advisory Committee, 52423-52424 Organization, functions, and authority delegations: Sector North Carolina, Marine Safety Unit Wilmington and Sector Field Office Cape Hatteras; stand-up, 52424-52425

Commerce Department

See International Trade Administration See National Institute of Standards and Technology See National Oceanic and Atmospheric Administration

Committee for Purchase From People Who Are Blind or **Severely Disabled**

NOTICES

Procurement list; additions and deletions, 52363-52364

Commodity Credit Corporation

RULES

Loan and purchase programs:

Collection of State commodity assessments, 52283-52285

Customs and Border Protection Bureau

PROPOSED RULES

Organization and functions; field organization, ports of entry, etc.:

port limits realignment, 52336–52338 Sacramento, CA, port establishment; San Francisco, CA,

Meetings:

Trade symposium, 52425

Defense Department

See Engineers Corps See Navy Department

Education Department

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52368-52369

Employment Standards Administration NOTICES

Minimum wages for Federal and federally-assisted construction; general wage determination decisions, 52447-52449

Energy Department

See Federal Energy Regulatory Commission See Southwestern Power Administration

Engineers Corps

NOTICES

Environmental statements; notice of intent:

Mississippi River & Tributaries-Morganza, Louisiana to Gulf of Mexico Hurricane Project; Houma Navigation Canal lock complex and associated structures, 52368

Environmental Protection Agency PROPOSED RULES

Water programs:

Pollutants analysis test procedures; guidelines-Wastewater and sewage sludge biological pollutants; analytical methods; correction, 52485

NOTICES

Environmental statements; availability, etc.:

Agency statements-

Comment availability, 52380-52381

Weekly receipts, 52380

Superfund; response and remedial actions, proposed settlements, etc.:

Anniston Lead and Anniston PCB Sites, AL, 52381

Executive Office for Immigration Review NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52447

Executive Office of the President

See Trade Representative, Office of United States

Federal Aviation Administration

RULES

Airworthiness directives: McDonnell Douglas, 52285–52288 Standard instrument approach procedures, 52288–52291 VOR Federal airways, 52288

Federal Energy Regulatory Commission PROPOSED RULES

Natural gas companies (Natural Gas Act):
Energy Policy Act of 2005; implementation—
Liquefied natural gas terminals and other natural gas
facilities; pre-filing procedures, 52328–52336

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52369–52370

Complaints filed:

San Diego Gas & Electric Co., 52373

Electric rate and corporate regulation combined filings, 52373–52374

Environmental statements; availability, etc.:

Liberty Gas Storage, L.L.C., 52374-52375

Port Arthur LNG, L.P., et al., 52375-52377

Hydroelectric applications, 52377-52380

Applications, hearings, determinations, etc.:

Crown Landing LLC, et al., 52370

Devon Power LLC, et al., 52370-52371

East Kentucky Power Cooperative, Inc., 52371

National Fuel Gas Supply Corp., 52371–52372

Northern Natural Gas Co., 52372

Transcontinental Gas Pipe Line Corp., 52372-52373

Federal Highway Administration NOTICES

Environmental statements; availability, etc.: Colfax and Dodge Counties. NE, 52464–52465

Federal Maritime Commission

PROPOSED RULES

Ocean shipping in foreign commerce:

Non-vessel-operating carrier service arrangements, 52345–52346

Federal Motor Carrier Safety Administration NOTICES

Motor carrier safety standards:

Driver qualifications—

Huelle, Gerald E., et al.; diabetes exemption

applications, 52465–52467

Exemption applications-

PINOVA, 52467–52469

Fish and Wildlife Service

RULES

Endangered and threatened species:

Captive-bred scimitar-horned oryx, addax, and dama gazelle, 52310–52319

Scimitar-horned oryx, addax, and dama gazelle, 52319–52324

NOTICES

Environmental statements; availability, etc.:

Incidental take permits-

Contra Costa County, CA; multiple species habitat conservation plan, 52434–52436

Food and Drug Administration

RULES

Animal drugs, feeds, and related products: Sponsor name and address changes—

Pharmag AS, 52291–52292

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52397–52399

Meetings:

Blood Products Advisory Committee, 52399–52400

Forest Service

NOTICES

Meetings:

Resource Advisory Committees—

Mendocino County, 52361

Wrangell-Petersburg, 52361

Reports and guidance documents; availability, etc.:

National Forest System Lands—

Forest Service Grazing Permit Administration Handbook; interim directives; correction, 52361–52362

Health and Human Services Department

See Centers for Disease Control and Prevention

See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See National Institutes of Health

See Refugee Resettlement Office

See Substance Abuse and Mental Health Services Administration

NOTICES

Grants and cooperative agreements; availability, etc.:

Afghanistan; Indira Ghandi Children's Hospital; provide medical equipment, pharmaceuticals, and technology-related training to physicians and other staff, 52381–52388

Afghanistan; strengthening management of women's and children's hospitals and hospital services; technical assistance and support, 52388–52395

Reports and guidance documents; availability, etc.:

Public Health Security and Bioterrorism Preparedness and Response Act of 2002; implementation— Potassium iodide (KI); requesting, stockpiling, and distributing from Strategic National Stockpile;

distributing from Strategic National Stockpi Federal guidelines; correction, 52395

Homeland Security Department

See Coast Guard

See Customs and Border Protection Bureau See U.S. Citizenship and Immigration Services

NOTICES

Meetings:

National Infrastructure Advisory Council, 52420-52421

Housing and Urban Development Department NOTICES

Grants and cooperative agreements; availability, etc.: Homeless assistance; excess and surplus Federal properties, 52860–52892

Interior Department

See Fish and Wildlife Service

See Land Management Bureau See National Park Service

Internal Revenue Service

RULES

Income taxes:

Estimated income tax regulations; update, 52299-52302

International Trade Administration

NOTICES

Antidumping:

Malleable iron pipe fittings from—

China, 52364-52365

Tariff rate quotas:

Worsted wool fabrics, 52365-52366

International Trade Commission NOTICES

Import investigations:

Sugar from—

Various countries, 52446-52447

Justice Department

See Executive Office for Immigration Review

Labor Department

See Employment Standards Administration See Mine Safety and Health Administration

Land Management Bureau

NOTICES

Environmental statements; availability, etc.:

Mercer County, ND; Freedom Mine coal tract lease, 52436–52437

Environmental statements; notice of intent:

San Pedro Riparian National Conservation Area, AZ; resource management plan, 52437–52438

Recreation management restrictions, etc.:

El Paso, Freemont Park, and Teller Counties, CO; supplementary rules regarding motorized vehicles and bicycles; closure to target shooting, 52438–52440

Gila Box Riparian National Conservation Area, AZ; floating permit change, 52440

Knolls Special Recreation Management Area, UT; special recreation permit fee area established, 52440–52443

Maritime Administration

NOTICES

Deepwater ports; license applications:

Northeast Gateway Energy Bridge, L.L.C., 52422-52423

Mine Safety and Health Administration NOTICES

Petitions for safety standards modifications; summary of affirmative decisions; correction, 52449

National Agricultural Statistics Service

Agency information collection activities; proposals, submissions, and approvals, 52362

National Highway Traffic Safety Administration RULES

National Driver Register Problem Driver Pointer System; participation and data receipt procedures, 52296–52299

Motor vehicle safety standards:

Exemption petitions, etc.-

DOT Chemical, 52469-52470

Nonconforming vehicles—

Defect and noncompliance decisions; annual list, 52470–52477

National Institute of Standards and Technology NOTICES

International Code Council; international codes and standards; update process, 52366–52367 Meetings:

National Construction Safety Team Advisory Committee, 52367–52368

National Institutes of Health

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52400

Inventions, Government-owned; availability for licensing, 52400–52405

Meetings

National Center on Minority Health and Health Disparities, 52405

National Eye Institute, 52405-52406

National Institute of Allergy and Infectious Diseases, 52408

National Institute of Arthritis and Musculoskeletal and Skin Diseases, 52407–52408

National Institute of Child Health and Human Development, 52407

National Institute on Aging, 52406-52407

National Oceanic and Atmospheric Administration RULES

Endangered and threatened species:

Critical habitat designations—

Pacific salmon and steelhead; California evolutionary significant units, 52488–52627

West Coast salmon and steelhead; evolutionarily significant units, 52630–52858

Fishery conservation and management:

Alaska; fisheries of Exclusive Economic Zone-

Deep-water species; closure to vessels using trawl gear in Gulf of Alaska, 52326–52327

Northern rockfish, 52326

Shallow-water species; closure to vessels using trawl gear in Gulf of Alaska, 52325–52326

International fisheries regulations:

Bigeye tuna; longline fisheries restrictions in Eastern Tropical Pacific Ocean, 52324–52325

PROPOSED RULES

Fishery conservation and management:

Atlantic coastal fisheries cooperative management— American lobster, 52346–52360

National Park Service

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52443–52444

Environmental statements; availability, etc.:

Ebey's Landing National Historical Reserve, WA; general management plan, 52444–52445

Meetings:

National Park Subsistence Resource Commission, 52445 Oil and gas plans of operation; availability, etc.: Big Thicket National Preserve, TX, 52446

Navy Department

RULES

Navigation, COLREGS compliance exemptions: USS WINSTON S. CHURCHILL, 52302–52303

Office of United States Trade Representative

See Trade Representative, Office of United States

Railroad Retirement Board

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 52449–52450

Refugee Resettlement Office

NOTICES

Grants and cooperative agreements; availability, etc.:

Refugee Resettlement Program—

Targeted Assistance Program; State allocations, 52408–52419

Securities and Exchange Commission

NOTICES

Investment Company Act of 1940:

First Trust Exchange-Traded Fund, et al., 52450–52453 Public Utility Holding Company Act of 1935 filings, 52454–52455

Securities:

Suspension of trading-

Bancorp International Group, Inc., 52455

Self-regulatory organizations; proposed rule changes:

Boston Stock Exchange, Inc., 52455

National Association of Securities Dealers, Inc., 52456–52461

National Securities Clearing Corp., 52461–52462 Pacific Exchange, Inc., 52462–52464

Southwestern Power Administration

NOTICES

Reports and guidance documents; availability, etc.: Integrated system power rates; correction, 52380

State Department

RULES

Visas; nonimmigrant documentation:

Treaty trader, treaty investor, or treaty alien in specialty occupation; definition and clarification; new E-3 visa classification, 52292–52295

Statistical Reporting Service

See National Agricultural Statistics Service

Substance Abuse and Mental Health Services Administration

NOTICES

Federal agency urine drug testing; certified laboratories meeting minimum standards, list, 52419–52420

Surface Transportation Board NOTICES

Railroad operation, acquisition, construction, etc.:

CSX Transportation, Inc., 52477–52482

Railroad services abandonment:

Cincinnati, New Orleans and Texas Pacific Railway Co., 52482–52483

Kansas City Southern Railway Co., 52483-52484

Trade Representative, Office of United States NOTICES

Tariff-rate quota amount determinations: Raw cane sugar; 2005 FY county-by-country reallocations, 52464

Transportation Department

See Federal Aviation Administration See Federal Highway Administration

See Federal Motor Carrier Safety Administration

See Maritime Administration

See National Highway Traffic Safety Administration

See Surface Transportation Board

Treasury Department

See Internal Revenue Service See United States Mint

U.S. Citizenship and Immigration Services NOTICES

Temporary protected status program designations; terminations, extensions, etc.:

Purporary F2425, F2420

Burundi, 52425–52429 Sudan, 52429–52433

United States Mint

NOTICES

Meetings:

Citizens Coinage Advisory Committee, 52484

Separate Parts In This Issue

Part II

Commerce Department, National Oceanic and Atmospheric Administration, 52488–52627

Part III

Commerce Department, National Oceanic and Atmospheric Administration, 52630–52858

Part IV

Housing and Urban Development Department, 52860-52892

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http://listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

7 CFR	
1405	52283
14 CFR	
39	
71 97	
18 CFR	.52200
Proposed Rules:	
153	52328
157	52328
375	52328
19 CFR	
Proposed Rules:	
101	.52336
21 CFR 510	50004
558	
22 CFR	32231
41	52292
23 CFR	
1327	52296
26 CFR	
1	52299
32 CFR	
706	52302
33 CFR	
100 (2 documents)	
117	52305 52307
165	
Proposed Bules:	
100	52338
117 (2 documents)	52340,
	52343
40 CFR	
Proposed Rules:	
136	52485
46 CFR	
Proposed Rules:	
531	52345
50 CFR	
17 (2 documents)	52310,
226 (2 documents)	52319
ZZO (Z GOGUITIETTIS)	52630
300	52324
300 679 (3 documents)	52325,
	52326
Proposed Rules:	50040
697	52346